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April 16, 2015

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Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

**Re: Latin Western Enterprises, Inc.  
Permit to Deliver Programs to Foreign Broadcast Stations**

Dear Ms. Dortch:

Transmitted herewith in duplicate, on behalf of Latin Western Enterprises, Inc., is an application, on FCC Form 308, for a permit to deliver programs to XHBK-FM and XHBK-AM, Tamaulipas, Mexico.

Also enclosed is a Remittance Advice (Form 159) showing credit card payment of the \$105 filing fee.

Should any questions arise with respect to the application, please communicate with the undersigned counsel for the applicant.

Very truly yours,

FLETCHER, HEALD & HILDRETH, PLC

Francisco R. Montero

*Attorneys for Latin Western Enterprises, Inc.*

Enclosures



# Agency Tracking ID:PGC2663340 Authorization Number:264115 Successful Authorization -- Date Paid: 4/16/15 FILE COPY ONLY!!

READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING  (1) LOCKBOX #979093	FEDERAL COMMUNICATIONS COMMISSION <b>REMITTANCE ADVICE</b> <b>FORM 159</b> PAGE NO 1 OF 1	APPROVED BY OMB 3060-059 SPECIAL USE FCC USE ONLY
<b>SECTION A - Payer Information</b>		
(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card) <b>Latin Western Enterprises Inc.</b>		(3) TOTAL AMOUNT PAID (dollars and cents) <b>\$105.00</b>
(4) STREET ADDRESS LINE NO. 1 <b>7511 McPherson</b>		
(5) STREET ADDRESS LINE NO. 2 <b>Suite B</b>		
(6) CITY <b>Laredo</b>	(7) STATE <b>TX</b>	(8) ZIP CODE <b>78041</b>
(9) DAYTIME TELEPHONE NUMBER (INCLUDING AREA CODE) <b>956-7287019</b>		(10) COUNTRY CODE (IF NOT IN U.S.A.) <b>US</b>
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>		
(11) PAYER (FRN) <b>0024519274</b>		(12) FCC USE ONLY
IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)		
(13) APPLICANT NAME <b>Latin Western Enterprises Inc.</b>		
(14) STREET ADDRESS LINE NO. 1 <b>7511 McPherson</b>		
(15) STREET ADDRESS LINE NO. 2 <b>Suite B</b>		
(16) CITY <b>Laredo</b>	(17) STATE <b>TX</b>	(18) ZIP CODE <b>78041</b>
(19) DAYTIME TELEPHONE NUMBER (INCLUDING AREA CODE) <b>956-7287019</b>		(20) COUNTRY CODE (IF NOT IN U.S.A.) <b>US</b>
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>		
(21) APPLICANT (FRN) <b>0024519274</b>		(22) FCC USE ONLY
<b>COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET</b>		
(23A) FCC Call Sign/Other ID <b>NEW</b>	(24A) Payment Type Code(PTC) <b>MBR</b>	(25A) Quantity <b>1</b>
(26A) Fee Due for (PTC) <b>\$105.00</b>	(27A) Total Fee <b>\$105.00</b>	FCC Use Only
(28A) FCC CODE 1	(29A) FCC CODE 2 <b>N/A</b>	
(23B) FCC Call Sign/Other ID	(24B) Payment Type Code(PTC)	(25B) Quantity
(26B) Fee Due for (PTC)	(27B) Total Fee	FCC Use Only
(28B) FCC CODE 1	(29B) FCC CODE 2	



FOR COMMISSION USE ONLY

File No.

United States of America  
Federal Communications Commission  
Washington, D.C. 20554

**APPLICATION FOR PERMIT TO DELIVER PROGRAMS TO FOREIGN BROADCAST STATIONS**  
(Carefully read instructions before filling out Form—RETURN ONLY FORM TO FCC)

1. Name of applicant      Street Address or P. O. Box      City      State      ZIP Code      Telephone No.  
(include area code)

Latin Western Enterprises Inc., 7511 McPherson, Suite B, Laredo, Texas 78041

2. Name and address to whom communication should be sent if different from item 1.

Name      Street Address or P.O. Box      City      State      ZIP Code      Telephone No.  
(include area code)

Maria D. Gonzalez, General Manager, 7511 McPherson, Suite B, Laredo, Texas 78041 (956) 728-7019

3. Legal identity of applicant: (only check one box)

☐ Individual    ☐ Partnership    ☒ Corporation    ☐ Government Entity    ☐ Other

If Other specify:

4. Application is for:

☒ New Authorization      ☐ Extension of Existing Authority

5. If applicant is an individual, is applicant a citizen of the United States?      D/N/A      ☐ YES    ☐ NO

6. If applicant is a partnership, are all partners citizens of the United States?      D/N/A      ☐ YES    ☐ NO

7. If Applicant is a corporation:

a. Under laws of what state was it organized?    State of Texas

b. Is more than one-fifth of the capital stock of the corporation owned of record or may it be voted by aliens or their representatives or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country?      ☐ YES    ☒ NO

c. Is any officer or director of the corporation an alien?      ☐ YES    ☒ NO

If the answer is Yes, give the following for each:

Name      Nationality      Position

D/N/A



d. Is applicant directly or indirectly controlled by any other corporation?

☐ YES ☒ NO

If the answer is Yes, give the following for the controlling corporation.

Name

Address

State in which  
organized

D/N/A

e. Is more than one-fourth of the capital stock of the controlling corporation either owned of record, or may it be voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country?

☐ YES ☒ NO

f. Is any officer or more than one-fourth of the directors of the corporation an alien?

☐ YES ☒ NO

If the answer is Yes, give the name, nationality, and position of each, and give the total number of directors of the corporation.

Name

Nationality

Position

Number of Directors

D/N/A

g. Is the above-described controlling corporation in turn a subsidiary? D/N/A

☐ YES ☐ NO

If the answer is Yes, attach as Exhibit No. --- additional information answering the holding company questions in this paragraph for each company, to and including the organization having ultimate control.

8. a. If the applicant is an unincorporated association, give the following: D/N/A

Total number of members

Number of Alien members (if any)

b. State the following for alien officers or directors (if any):

Name

Nationality

Position

D/N/A



**9. a. What is applicant's principal business?**

Applicant's principal business is the production of music and news programming for delivery to broadcast radio stations.

- b. Does applicant or any party to this application have any interest in, or connection with, any AM, FM, or TV broadcast station (either domestic or foreign), or any application pending before the commission?**

☐ YES ☒ No

If the answer is Yes, attach Exhibit No. \_\_\_\_\_ giving full particulars.

**10. Is applicant a representative of an alien or of a foreign government?**

☐ YES ☒ No

If the answer is Yes, explain.

D/N/A

- 11. a. Has any radio station authorization previously issued to the applicant or party to this application been revoked, either by the Commission or by any court?**

☐ YES ☒ No

- b. Has any previous application by the applicant or party to this application been denied by the Commission or by a predecessor agency?**

☐ YES ☒ No

If the answer to (a) and/or (b) is Yes, explain:

D/N/A

- 12. a. Has applicant or any party to this application been found guilty by any court of any felony?**

☐ YES ☒ No

- b. Has applicant or any party to this application been finally adjudged guilty by a federal court of the violation of the laws of the United States relating to unlawful monopoly, restraint of trade, and/or unfair methods of competition?**

☐ YES ☒ No

If the answer to (a) and/or (b) is Yes, explain.

D/N/A



13. Address of studio or other place at which programs will originate:

The programs will originate from a studio located at 7511 McPherson, Suite B, Laredo, Texas 78041

14. State ownership of originating facilities.

The originating facilities are owned by the applicant.

15. Describe the means (wireline, radio link, or other method) whereby programs will be delivered, to foreign station(s), including names of any interconnecting common carriers.

Programs will be delivered via the Internet.

16. Give the location, type, and authorized power of foreign station(s) to which programs will be delivered, and identify the licensee or operating agency of such station(s).

Programming will be delivered to XHBK-FM (95.7 MHz) and XHBK-AM (1340 kHz), Tamaulipas, Mexico, licensed to Gustavo A. Cortez. The stations' authorized power is 3,000 watts.

17. Attach as Exhibit No. 1 a full explanation of the legal relationship between the applicant and foreign station(s) involved, including a copy of contract (if any) with foreign station(s).

18. (a) Attach as Exhibit No. 2 a statement as to whether program deliveries are to be intermittent or regularly scheduled, and the average number of hours per day, week and/or month during which the foreign station(s) involved will broadcast such programs.

(b) Attach as Exhibit No. 2 a detailed description of the nature and character of the programming proposed and the language to be employed.

CERTIFICATION

The APPLICANT acknowledges that all statements contained in this application and attached exhibits are material representations, and that the exhibits forming a part of this application are incorporated herein as if set out in full in the application. The undersigned certifies that the statements contained in this application are true, complete, and correct to the best of his/her knowledge and belief and are made in good faith.

Signed and dated this 15<sup>th</sup> day of April, 2015  
Latin Western Enterprises, Inc.

(Name of Applicant)

By

(Signature)

Daniel Lopez, President

(Title)

WILLFUL FALSE STATEMENTS MADE ON THIS FORM  
ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

EXHIBITS furnished as required by this form:

Exhibit No.	Para. No. of form	Name of officer or employee (1) by whom or (2) under whose direction exhibit was prepared (show which)	Official title
1	17	Maria D. Gonzalez	General Manager
2	18(a) & (b)	" "	" "



**Exhibit 1**  
**Legal Relationship**

Attached is a copy of the LMA between Latin Western Enterprises, Inc. and Gustavo A. Cortez.



## LEASE MANAGEMENT AGREEMENT

This Agreement is made and entered into this 26 day of November, 2014, between GUSTAVO ALONSO CORTEZ MONTIEL (Owner) and FRANCISCO JAVIER CORTES DELGADO ( General Administrator) of X.E.B.K . 1340 AM and 9.57 FM (combo stations) and DANIEL LOPEZ GARCIA (Leasing Owner).

Both parties agree that a monthly rent of \$20,000 dollars will be paid on 1<sup>st</sup> day of each month until this agreement expires on December 1<sup>st</sup>, 2019. When the 1<sup>st</sup> day of the month falls on a Sunday, the rent due date will be on the following Monday on 2<sup>nd</sup> day of the month.

Leasing Owner agrees to observe Mexico Programming rules regarding spots that may be generated and dictated by the Mexican Federal Government to be on the air.

Leasing Owner agrees to maintain a professional relationship with Syndicated Institution which collaborates with employees working in Mexico for the radio station and to observe existing rules.

This Lease Management Agreement begins on December 1, 2014 and will end December 1, 2019. That is a term of 5 years from date of commencement. Upon expiration of the above initial term, this Agreement shall be renewed and extended if both parties agree on renewal conditions.

A survey to evaluate property conditions and maintenance of contract will be executed on the month of May of each year throughout the 5 year term of this contract.

Leasing Owner will be responsible for repairs and maintenance of A.M. and F.M. transmitters and engineering equipment at studios and for payroll wages for syndicated employees. Holidays will be arranged directly with the syndicated representative of the Radio and Television in the Nuevo Laredo section. The existing HARRIS transmitting equipment for the A.M. and F.M. stations should remain where they are now and will receive signal and programming audio that will generate from Laredo Texas into Nuevo Laredo, Tamaulipas, either via internet, by phone or from Production Studios in Laredo, Texas.

Any clauses and conditions not stated here that may directly affect either the Owner or the Leasing Owner will be discussed in a meeting with the Syndicated Institution representing the station for the betterment of this Agreement.

Leasing Owner will be responsible for monthly copy rights of music played at stations and will ensure to pay on due dates including yearly increase rates that may be in effect at moment of payment.

IN WITNESS WHEREOF, the parties hereto hereby execute this Agreement on November 26, 2014.

\_\_\_\_\_  
GUSTAVO ALONSO CORTEZ MONTIEL  
OWNER  
X.E.B.K. A.M. - X.E.B.K. F.M.

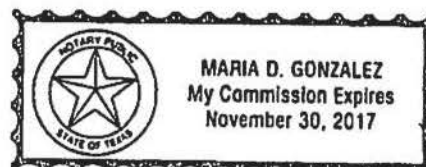
\_\_\_\_\_  
FRANCISCO JAVIER CORTEZ DELGADO  
GENERAL ADMINISTRATOR  
X.E.B.K. A.M. - X.E.B.K. F.M.

\_\_\_\_\_  
DANIEL LOPEZ GARCIA  
LEASING OWNER  
X.E.B.K. A.M. - X.E.B.K. F.M.

*On April 9, 2015, I the undersigned, do hereby certify that this is a true and unaltered transcript of Lease Management Agreement signed by above involved parties on above original shown date.*

State of Texas  
County of WEBB.

\_\_\_\_\_  
Notary Signature







CONVENIO QUE CELEBRAN POR UNA PARTE EL C. GUSTAVO ALONSO CORTEZ MONTIEL  
CONCESIONARIO Y FRANCISCO JAVIER CORTES DELGADO EN SU CALIDAD DE  
ADMINISTRADOR GENERAL DE X.E.B.K. 1340 A.M. Y 9.37 P.M. SISTEMA COMBO Y COMO  
PATRON SUSTITUTO EL C. DANIEL LÓPEZ GARCÍA.

CONVIENEN EN QUE SE PAGARÁ UNA RENTA MENSUAL CADA DIA 1º, PRIMERO DE CADA MES,  
HASTA LA TERMINACIÓN DE CONVENIO, EXCEPTO CUANDO EL DIA PRIMERO SEA EN  
DOMINGO SE CAMBIARÁ AL DIA SIGUIENTE, LUNES. LA RENTA SERÁ DE \$20,000.00 DOLARES  
MENSUALES.

EL PATRON SUSTITUTO ACEPTA PASAR POR LA RADIO CUANTOS COMERCIALES EMANEN  
DEL GOBIERNO FEDERAL.

EL PATRON SUSTITUTO DEBERÁ PROCURAR LLEVAR BUENAS RELACIONES CON EL  
SINDICATO Y APEGARSE A LO QUE MARCA EL CONTRATO COLECTIVO DEL MISMO  
SINDICATO.

ESTE CONVENIO PRINCIPAL EL DIA 1º, PRIMERO DE DICIEMBRE DEL AÑO 2014 DOS MIL  
CATORCE CON VENCIMIENTO EL DIA 1º, PRIMERO DE DICIEMBRE DEL AÑO 2019 DOS MIL  
DIECINUEVE, TENIENDO UNA DURACIÓN DE CINCO AÑOS A PARTIR DE LA FECHA DE INICIO,  
PODRÁ AMPLIARSE EL TERMINO EN ACUERDO DEL ARRENDATARIO Y ARRENDADOR.

LAS PRUEBAS DE COMPORTAMIENTO SERÁN REALIZADAS ANUALMENTE EN EL MES DE  
MAYO DE CADA AÑO.

LOS DESPERFECTOS QUE PRESENTEN LOS TRANSMISORES DE A.M. Y F.M. AL IGUAL QUE LA  
CONSOLA DE CABINA Y COMPUTADORAS CORRERÁN A CARGO DEL PATRON SUSTITUTO.

LOS PAGOS ADMINISTRATIVOS CONCERNIENTES A TODOS LOS EMPLEADOS  
SINDICALIZADOS SERÁN CUBIERTOS POR EL PATRON SUSTITUTO.

PARA ESTE CUMPLIMIENTO SE ANEXA UNA RELACIÓN DE LOS GASTOS A CARGO DEL  
PATRON SUSTITUTO Y LO NUESTRO.

LOS DIAS FESTIVOS DEBERÁN TRATARSE DIRECTAMENTE CON EL SECRETARIO GENERAL  
DEL SINDICATO DE RADIO Y TELEVISIÓN, SECCIÓN NUEVO LAREDO.

LOS EQUIPOS TRANSMISORES DE A.M. Y F.M. MARCA HARRIS DEBERÁN PERMANECER EN EL  
LUGAR QUE ESTÁN ACTUALMENTE ACEPTANDO LOS ENLACES QUE SE TENGAN DE LAREDO,  
TEXAS, HACIA NUEVO LAREDO, TAMAULIPAS, SEAN POR INTERNET O TELEFONICAMENTE AL  
IGUAL QUE LA CABINA DE LOCUTORES.




LAS CLAUSULAS NO MENCIONADAS Y QUE AFECTEN DIRECTAMENTE AL PATRON SUSTITUTO  
Y AL ARRENDADOR SERÁN TRATADAS CONJUNTAMENTE CON EL SINDICATO PARA  
MEJOR FUNCIONAMIENTO DE ESTE CONVENIO.

EL PATRON SUSTITUTO DEBERÁ PAGAR MENSUALMENTE LOS DERECHOS DE AUTORES,  
DERECHOS DE INTERPRETES.


LOS PAGOS CORRESPONDIENTES DEBERÁN SER CUMPLIDOS ESTRUCTAMENTE EN LAS  
FECHAS SEÑALADAS.

INCREMENTO ANUAL QUE EL GOBIERNO FEDERAL APLIQUE DE ACUERDO A LA TASA  
INFLACIONARIA QUE RLJA EN ESE AÑO.

NUEVO LAREDO, TAMAULIPAS A 23 DE NOVIEMBRE DEL AÑO 2014.

  
C. GUSTAVO ALONSO CORTES MONTIEL  
CONCESIONARIO  
X.E.B.K. A.M. - X.H.B.K. F.M.

  
C. FRANCISCO JAVIER CORTES DELGADO  
ADMINISTRADOR GENERAL  
X.E.B.K. A.M. - X.H.B.K. F.M.

  
C. DANIEL LÓPEZ GARCÍA  
PATRON SUSTITUTO  
X.E.B.K. A.M. - X.H.B.K. F.M.

—EL SUSCRITO LICENCIADO EDUARDO JOSÉ GARZA LÓPEZ, NOTARIO PÚBLICO NUMERO (89)  
OCHENTA Y NUEVE, EN EJERCICIO EN ESTA CIUDAD DE NUEVO LAREDO, TAMAULIPAS,  
TERCER DISTRITO JUDICIAL EN EL ESTADO.

**CERTIFICA:** Que con esta fecha han comparecido ante mí los señores GUSTAVO ALONSO  
CORTES MONTIEL, FRANCISCO JAVIER CORTES DELGADO y DANIEL LÓPEZ GARCÍA, quienes  
por no ser de mi personal conocimiento, se identifican ante el Suscrito Notario con Credencial para Votar  
con Fotografía con números de control interno para reconocimiento automatizado (OCR)  
"0852140574811", "0872025412805" y "0852133234148" expedidas por el Instituto Federal Electoral  
(ahora Instituto Nacional Electoral) respectivamente, quienes manifiestan bajo protesta legal de decir  
verdad ser las mismas personas que aparecen en los documentos señalados y que no tienen  
incapacidad natural o civil para celebrar el presente acto, cuyos documentos Yo, el Notario, doy fe tener  
a la vista y previo su cotejo y revisión devuelvo a sus presentantes, quienes firman en mi presencia el



**Exhibit 2**

**Description of Programming**

The applicant proposes to deliver music and news programming to XHBK-AM (1340 kHz) and XHBK-FM (95.7 MHz), these stations serve Tamaulipas, Mexico, and transmit simultaneously. The programming will be delivered in Spanish. The service will be regularly scheduled in accordance with the LMA attached in Exhibit 1.